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DR.MARK FRIEDMAN LTD.
C/O BILL POLKINGHORN
DISCOVERY DISPATCH
9003 FLORIN WAY
UPPER MARLBORO MD 20772

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OFFICE OF PETITIONS

In re Application of :
Michael ZUNKE et al. :
Application No. 10/612,921 : DECISION ON PETITION
Filed: July 07, 2003 :
Attorney Docket No. 2808/12 :
:

This is a decision on the petition under 37 CFR 1.137(b), filed March 10, 2008, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

Petitioner request the Notice of Abandonment mailed March 08, 2007 for failure to respond to the Office action mailed January 13, 2006 be withdrawn as petitioner timely filed a response. As evidenced by the e-filed acknowledgement receipt a RCE and fee was timely received July 13, 2006 by the USPTO. Accordingly, the notice of abandonment is withdrawn as premature.

Telephone inquiries concerning this decision should be directed to Michelle R. Eason at (571) 272-4231.

This application is being referred to the Technology Center Art Unit 3621 for the appropriate action on the RCE.


David A. Bucei
Petitions Examiner
Office of Petitions